

CITY OF SPRINGBORO
425 S. PIONEER BOULEVARD, SPRINGBORO, OH

CITY COUNCIL WORK SESSION

THURSDAY, AUGUST 7, 2008

6:00 PM

John Agenbroad, Mayor

Marie Belpulsi, Deputy Mayor
Scott Anderson
Sheila Lairson

Jim Chmiel
Tom LaDu
John D. Parise

CITY STAFF
Chris Thompson, City Manager

Chris Pozzuto, Assistant City Manager
Jeff Kruthoff, Police Chief
Robyn Brown, Director of Finance

Alan Schaeffer, Law Director
Lori Martin, Clerk of Council

- ITEM 1. CALL TO ORDER.** Mayor Agenbroad called the Springboro, Ohio City Council Work Session to order on Thursday, August 7, 2008 at 6:00 PM in Council Chambers at the City's temporary facility in the Dalco Building, 425 S. Pioneer Boulevard, Springboro, Ohio.
- ITEM 2. ATTENDANCE.** Mr. Anderson was absent.
- ITEM 3. LEGISLATIVE AGENDA.** –Ten legislative agenda items were reviewed for action at the August 7, 2008 City Council Regular Meeting.

- 1) **EMERGENCY ORDINANCE: SECOND READING.** AN ORDINANCE APPROVING THE RECORD PLAN AND PERFORMANCE GUARANTY, AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A SUBDIVIDER'S CONTRACT FOR VILLAGE PARK, PHASE I DEVELOPMENT AND DECLARING AN EMERGENCY.

No discussion.

- 2) **EMERGENCY ORDINANCE: SECOND READING.** AN ORDINANCE APPROVING THE RECORD PLAN AND PERFORMANCE GUARANTY, AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A SUBDIVIDER'S CONTRACT FOR THE COVE AT SETTLERS WALK SUBDIVISION, SECTION THREE, AND DECLARING AN EMERGENCY.

No discussion.

- 3) **EMERGENCY ORDINANCE: FIRST READING.** AN ORDINANCE PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$260,000 OF BONDS BY THE CITY OF SPRINGBORO, OHIO FOR THE PURPOSE OF REFUNDING OUTSTANDING BONDS; AUTHORIZING AN OFFICIAL STATEMENT, AND DECLARING AN EMERGENCY.

Legislative items 3 through 8 were presented for discussion.

Ms. Belpulsi asked if legislative items 3-8 could be considered a consent agenda? Ms. Thompson recommended considering these items individually because each ordinance represents a different bond amount for a specific purpose.

Ms. Lairson asked if item 6 just covers the annual street-resurfacing program? Ms. Thompson explained that this year's street resurfacing program does include some concrete streets, but the remaining concrete streets in the City will be covered by \$3M of the \$4M being borrowed under item 6. Therefore, \$1M of the bond proceeds will pay for the 2008 street resurfacing program, and \$3M of the bond proceeds will pay for the replacement of the remaining concrete streets.

- 4) **EMERGENCY ORDINANCE: FIRST READING.** AN ORDINANCE PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$740,000 OF BONDS BY THE CITY OF SPRINGBORO, OHIO FOR THE PURPOSE OF REFUNDING OUTSTANDING BONDS; AUTHORIZING AN OFFICIAL STATEMENT AND AN ESCROW DEPOSIT AGREEMENT, AND DECLARING AN EMERGENCY.
- 5) **EMERGENCY ORDINANCE: FIRST READING.** AN ORDINANCE PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$11,055,000 OF BONDS BY THE CITY OF SPRINGBORO, OHIO, FOR THE PURPOSE OF REFUNDING WATER SYSTEM MORTGAGE REVENUE BONDS IN THE CITY, AUTHORIZING AN OFFICIAL STATEMENT, AND DECLARING AN EMERGENCY.
- 6) **EMERGENCY ORDINANCE: FIRST READING.** AN ORDINANCE PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$4,000,000 OF BONDS BY THE CITY OF SPRINGBORO, OHIO, FOR THE PURPOSE OF PAYING THE COST OF CONSTRUCTING STREET IMPROVEMENTS IN THE CITY, AUTHORIZING AN OFFICIAL STATEMENT AND DECLARING AN EMERGENCY.
- 7) **EMERGENCY ORDINANCE: FIRST READING.** AN ORDINANCE PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$5,000,000 OF BONDS BY THE CITY OF SPRINGBORO, OHIO, FOR THE PURPOSE OF PAYING A PORTION THE COST OF CONSTRUCTING A MUNICIPAL BUILDING IN THE CITY, AUTHORIZING AN OFFICIAL STATEMENT, AND DECLARING AN EMERGENCY.
- 8) **EMERGENCY ORDINANCE: FIRST READING.** AN ORDINANCE PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$21,055,000 OF BONDS BY THE CITY OF SPRINGBORO, OHIO, FOR VARIOUS PURPOSES IN THE CITY, AUTHORIZING AN OFFICIAL STATEMENT AND AN ESCROW DEPOSIT AGREEMENT AND DECLARING AN EMERGENCY.
- 9) **EMERGENCY ORDINANCE: FIRST READING.** AN ORDINANCE AUTHORIZING THE SUBMISSION OF AMENDMENTS TO THE CHARTER OF THE MUNICIPALITY OF SPRINGBORO TO THE ELECTORS AND DECLARING AN EMERGENCY.

Mayor Agenbroad asked if there were any objections to waiving the second and third readings of this ordinance in order to submit the proposed Charter amendments to the Board of Elections by the filing deadline? There were no objections of Council. A motion to waive the second and third readings of this ordinance will be considered at tonight's City Council Regular Meeting.

- 10) **RESOLUTION:** A RESOLUTION AUTHORIZING THE CITY MANAGER TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION ISSUE II GRANT PROGRAM AND TO EXECUTE CONTRACTS AS REQUIRED.

ITEM 4. CITY MANAGER. –Issues/Reports.

10-Yr. Financial Projections: Ms. Thompson presented information regarding the 10-Yr. Projections along with several spreadsheets showing projected expenditures at various percentage rate increases and revenues over the next 10 years. (A copy of the memorandum and spreadsheets that were distributed will be filed with the minutes for the record and reference.) Ms. Thompson initially commented that the projections were nebulous because it is difficult to predict the future economy. Ms. Thompson pointed out

that there was a significant difference in the General Fund projections in some of the scenarios presented on the spreadsheets.

Ms. Thompson explained that in 2004, a Citizen Task Force, formed to consider alternative revenue sources for the City's General Fund to ensure its future stability, first recommended the income tax credit reduction as a short-term solution, but also recommended that the City take a second step to secure the General Fund. Ms. Thompson further explained that the City has stalled proceeding with a levy or income tax increase, which were among the Task Force's recommendations. Ms. Thompson recommended that beginning in 2010 the City should give some significant thought to the second action it will take to secure the General Fund. Ms. Thompson commented that even though the projections go out to 2018, some scenarios are healthy and some are not. Ms. Thompson also commented that the City has applied to participate in the Hamilton County purchasing program to help reduce costs, which is administered by a certified purchasing agent and a staff dedicated to purchasing. The City is doing a test run by participating in the program to purchase road salt, but the purchasing program covers anything and everything such as legal advertising required for bids or other public purposes. Also, everything purchased through the program is delivered.

At this point, Ms. Brown explained the handouts, which included a memorandum explaining the projections and four spreadsheets showing 10-Yr. Projections. Ms. Brown explained that the first spreadsheet shows the original projections that were presented and discussed at the annual Goal Setting Session in April of this year, which shows variable percentage rate increases in expenditures beginning with 6% for the first two years, 5% for the next three years, and 4% for the following five years. The second spreadsheet demonstrates what would happen based on projections at a 4% increase in expenditures, which shows a healthy balance, but is not realistic in maintaining current services to residents. The third spreadsheet shows a scenario based on projections at a rate of 5% across the board in all funds, and the fourth spreadsheet shows a scenario based on projections at a rate of 6% across the board in all funds. Ms. Brown commented that the first spreadsheet best projects the direction the City is going. She added that after the third quarter of this year, they could update the projections to get a better feel for the projections toward year-end.

Ms. Belpulsi inquired regarding the revenue budget; specifically, the economic impact on revenue income? Ms. Thompson explained that the City's Business Retention Specialist Nick Motto helps to monitor businesses in the City. Ms. Thompson further explained that the School District is the City's biggest employee. They schools lost their most recent levy and will be coming back in November for another levy, but there will be a few more attempts to pass levies before they cut staff. Ms. Thompson added that several large employers in the region have cut staff or closed down such as the GM Plant in Moraine, Lexis Nexis, Reynolds and Reynolds, and DHL all of which will impact Springboro's future revenue projections one way or another.

Mr. Parise commented that there are 75 residents in the community employed at DHL.

Mr. Chmiel asked which line shows a decrease or increase in revenue in the actuals for 2003-2007? Ms. Brown explained that there is no total percentage; the actuals show a line-by-line ending balance.

Mr. Chmiel confirmed that the numbers were actuals in increases or decreases from year to year? Ms. Brown replied yes. Mr. Chmiel asked if the average percentage of increases or decreases for those previous years is shown and an average percentage of increase or decrease was used in making the projections? Ms. Brown referred to the memo, which explains why those average percentage increases or decreases were not factored in and explains why there were significant increases or decreases. Ms. Brown further explained that to take an average percentage increase would not work because there are too many variables to consider in the projections.

Mr. Chmiel asked if a 4% increase in income tax revenue was still viable to make these projections? Ms. Brown answered yes; it is a good percentage to use right now.

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Ms. Belpulsi asked what rate was used in the past? Ms. Brown answered 3% was used for past projections. Ms. Brown further explained that the 4% increase in income tax revenue takes into account the businesses at South Tech i.e. the economic development stimulated by the Austin Interchange at South Tech.

Ms. Lairson asked if, for example, a doctor has offices in four different locations (jurisdictions), how does the City collect the income tax? Ms. Brown explained that the City would only receive the income tax revenue from the income earned at the office located in the City.

Ms. Belpulsi confirmed that the City should look at alternate funding sources for the General Fund in 2010? Ms. Thompson commented that that is the basis of the recommendation made by the Citizen Task Force in 2004. Ms. Thompson further commented that one devastating occurrence could drain the General Fund; however, if Council is comfortable with the projections; it might not be a problem. Ms. Thompson reiterated that the Citizen Task Force recommended that the City consider another source of revenue for the General Fund such as an income tax increase or a levy for a specific purpose. Ms. Thompson commented that the City passed a water/sewer levy in 1988, but has not passed another levy since. Ms. Thompson added that there have been no levies for parks or police, which both drain the General Fund. She further added that the General Fund could no longer rely on permit fees because residential building permits have substantially decreased over the last several years. This year, the City has issued only seven residential building permits. Ms. Thompson stated that, in her opinion, the General Fund could use a boost in the next five years.

Ms. Belpulsi asked if it would not be wise to start now by looking at alternate sources of revenue to secure the General Fund? Ms. Thompson responded by stating that she could pull out the materials and the report prepared by the Citizen Task Force in 2004 for Council to review.

Ms. Belpulsi stated that she does not want to see the City put at risk, and would like to be able to maintain the current level of service. She further stated that the City should have a plan if something devastating were to happen.

Ms. Lairson commented that in the past the City has stayed off the ballot to help the schools, but she wondered if the school levies would end. Ms. Thompson stated that it has been impossible for the City to compete with the school levies. Ms. Thompson also stated that the schools are considering an income tax levy, which would put the City in a very difficult situation.

The discussion ended with Ms. Thompson's offer to put a packet of materials together based on the findings of the Citizen Task Force in 2004 for Council's review.

Mayor Agenbrood thanked Ms. Thompson and Ms. Brown for presenting this information.

ITEM 5. CLERK OF COUNCIL. –Issues/Reports.

Ms. Martin made the following announcements:

MVCC Elected Officials Networking Event – Local elected officials are invited to a networking event on September 17, 2008 at Yankee Trace Golf Club to meet state legislature candidates and local colleagues from neighboring communities. The event begins at 6:00 PM followed by dinner and a program.

WCML Monthly Meeting – August 20, 2008 – Monthly Meeting at the Golden Lamb with Guest Speaker Rob Portman. The meeting will begin at 6:00PM followed by dinner at 7:00PM.

OML Annual Conference – The Ohio Municipal League Conference will be held October 1-3 in Columbus.

Beggar's Night Schedule / 2008-2012 – Council informally adopted a Beggar's Night Schedule through 2012, issued by the Dayton Area Mayor's and Managers Association. **Beggar's Night will be observed on Thursday, October 30, 6:00-8:00 PM this year.**

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3rd U.S. District Office Hours – Congressman Turner's Field Representative Marty Heide will hold office hours in Council Chambers on Friday, August 22 from 1:00-2:00 PM to meet with district constituents.

Also, Ms. Martin reported that the Records Commission met today at 3:00 PM in Council Chambers. The Commission discussed various training opportunities and all Commission Members will be attending an Electronic Records Retention Seminar on September 23 in Mason. Ms. Martin commented that there are still a lot of unanswered questions regarding electronic records, and the Commission hopes to gain some helpful insight through this training.

At this time, Mr. Schaeffer commented in regard to Mr. LaDu's question at the last Work Session regarding conflicts of interest and recusal. In short, Mr. Schaeffer stated that if a Council Member were to personally gain based on the action of Council, they should recuse themselves from any discussion and votes pertaining to that action. Mr. Schaeffer explained that votes of a general nature with respect to City business in general such as record plats and subdivider's agreements would not create a conflict, but if, for example, a Council Member owned acreage next to land that was being rezoned, then his or her participation in any discussion or action related to that rezoning would be considered a conflict of interest and unethical.

ITEM 6. CITY COUNCIL. –Issues/Reports.

Mr. LaDu – No issues/reports.

Mr. Parise – No issues/reports.

Mr. Chmiel – No issues/reports.

Ms. Lairson – No issues/reports.

Ms. Belpulsi – Ms. Belpulsi will present a Planning Commission report at tonight's City Council Regular Meeting under Reports.

Mayor Agenbroad – Mayor Agenbroad noted that Council would need to excuse Mr. Anderson at tonight's City Council Regular Meeting. Also, Mayor Agenbroad noted that Ms. Lairson should abstain from the vote on the minutes of the July 17 meetings due to her absence. Finally, Mayor Agenbroad asked Ms. Lairson if she would report on the results of the City's audit at tonight's City Council Regular Meeting.

In addition, Ms. Thompson mentioned that Steve Husemann, Executive Director of the MVCC, has resigned and accepted a town manager's position out of state. Ms. Thompson also mentioned that she has volunteered her time to participate in the search process for a new director. Ms. Belpulsi added that the job position for MVCC Executive Director was posted today, and the deadline for applicants is August 28. The MVCC Board Members will be reviewing resumes. The MVCC's current IT Director, Tom Ireland, has been appointed Interim Director.

ITEM 7. ADJOURNMENT. With no further discussion, Mayor Agenbroad adjourned the City Council Work Session at approximately 6:45 PM.

CITY OF SPRINGBORO
425 S. PIONEER BOULEVARD, SPRINGBORO, OH

CITY COUNCIL REGULAR MEETING

THURSDAY, AUGUST 7, 2008

7:00 PM

COUNCIL

John Agenbroad, Mayor

Marie Belpulsi, Deputy Mayor
Scott Anderson
Sheila Lairson

Jim Chmiel
Tom LaDu
John D. Parise

CITY STAFF

Chris Thompson, City Manager

Chris Pozzuto, Assistant City Manager
Jeff Kruihoff, Police Chief

Alan Schaeffer, Law Director
Lori Martin, Clerk of Council

ITEM 1. CALL TO ORDER. Mayor Agenbroad called the Springboro, Ohio City Council Regular Meeting to order on Thursday, August 7, 2008 at 7:00 PM in Council Chambers at the City's temporary facility in the Dalco Building located at 425 S. Pioneer Boulevard, Springboro, Ohio.

ITEM 2. PLEDGE OF ALLEGIANCE. Mayor Agenbroad led the Pledge of Allegiance.

ITEM 3. ROLL CALL. Agenbroad, Present; Anderson, Absent; Belpulsi, Present; Chmiel, Present; LaDu, Present; Lairson, Present; Parise, Present.

Ms. Belpulsi motioned to excuse Mr. Anderson from the meeting due to personal reasons. Mr. LaDu seconded the motion.

No discussion.

VOTE: Lairson, Yes; Belpulsi, Yes; Agenbroad, Yes; Chmiel, Yes; Parise, Yes; LaDu, Yes.
[APPROVED 6-0]

ITEM 4. APPROVAL OF MINUTES: THE MINUTES OF THE JULY 17, 2008 CITY COUNCIL WORK SESSION AND REGULAR MEETING.

Mr. Parise motioned to approve the Minutes of the July 17, 2008 City Council Work Session and Regular Meeting as submitted by the Clerk of Council. Mr. Chmiel seconded the motion.

No corrections.

VOTE: Parise, Yes; LaDu, Yes; Lairson, Abstain; Belpulsi, Yes; Agenbroad, Yes; Chmiel, Yes.
[APPROVED 5-0-1]

ITEM 5. PRESENTATIONS: No Presentations.

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ITEM 6. LEGISLATION: City Council held a Work Session at 6:00 PM tonight for approximately 45 minutes to discuss the following legislation as well as other matters before the City.

- 1) **EMERGENCY ORDINANCE: SECOND READING.** "AN ORDINANCE APPROVING THE RECORD PLAN AND PERFORMANCE GUARANTY, AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A SUBDIVIDER'S CONTRACT FOR VILLAGE PARK, PHASE I DEVELOPMENT AND DECLARING AN EMERGENCY," was read by the Clerk of Council. Ms. Thompson commented on this item as follows:

This is the second reading of a record plan for Village Park, Phase I Development. This record plan is for the west side of N. Main Street opposite Remick Blvd. in the Village Park Development. This phase contains seven (7) acres all of which is the right-of-way along Gardner Road, Village Park Boulevard, Anna Drive, and SR 741. Staff recommends suspending the third reading of this record plan until the subdivider's agreement and performance bond are submitted by the developer.

No action required at this time.

- 2) **EMERGENCY ORDINANCE: SECOND READING.** "AN ORDINANCE APPROVING THE RECORD PLAN AND PERFORMANCE GUARANTY, AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A SUBDIVIDER'S CONTRACT FOR THE COVE AT SETTLERS WALK SUBDIVISION, SECTION THREE, AND DECLARING AN EMERGENCY," was read by the Clerk of Council. Ms. Thompson commented on this item as follows:

This is the second reading of a record plan for The Cove at Settlers Walk Subdivision, Section Three. This subdivision is located at the northeast corner of Lytle Five Points Road and Settlers Walk Boulevard, and is the third and final section to be built in The Cove Subdivision. Section Three contains approximately 3.6 acres of which 3.1 acres are contained in 14 buildable lots with 0.5 acres in the right-of-way. This plan was prepared by Kleingers and Associates and reviewed and approved by the Planning Commission on June 25, 2008. Staff recommends suspending the third reading of this record plan until the water system capacity fee, subdivider's agreement, and performance bond are submitted by the developer.

No action required at this time.

- 3) **EMERGENCY ORDINANCE: FIRST READING.** "AN ORDINANCE PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$260,000 OF BONDS BY THE CITY OF SPRINGBORO, OHIO FOR THE PURPOSE OF REFUNDING OUTSTANDING BONDS; AUTHORIZING AN OFFICIAL STATEMENT, AND DECLARING AN EMERGENCY," was read by the Clerk of Council. Ms. Thompson commented on this item as follows:

This is the first reading of six (6) emergency ordinances (Legislative Items 3-8) providing for the issuance of not to exceed a total of \$21.055M of bonds for various purposes. Ms. Thompson provided an explanation of Legislative Items 3-8 as follows: Each ordinance provides for the issuance of specific bond amounts. Ms. Thompson reviewed the amounts and stated the purpose of each bond. The six ordinances presented to Council tonight are for the purpose of issuing not to exceed \$21.055M in various purpose refunding and improvement bonds. The issuance of the bonds are as follows: Item #3 – Bond amount is \$260,000.00 for the refinancing of the 1996 State Route 741 Improvement Bonds, which mature in 2016. Item 4 – Bond amount is \$740,000.00 to refinance 1999 Various Purpose Bonds, which mature in 2019. Item 5 – Bond amount is \$11.055M to refinance 1998 Water Mortgage Revenue Bonds, which mature in 2023. Item 6 – Bond amount is \$5M in Construction Bonds for the Municipal Building, which is to be started within the next two weeks, for equipment, furniture, IT, and construction. Item 7 – Bond amount is \$4M for the replacement of Concrete Streets in the City in the amount of \$3M and \$1M for the 2008 Street Resurfacing Program. Item 8 – Bond amount is \$21.055M, which is a consolidation of all of the bonds. Item 8 is a consolidation ordinance that allows the City to issue this debt in one bond. The refinancing of certain bonds saves the City over \$235,000.00 per year. The financing of the Municipal Building is recommended for a 15-year term and the financing for the Street Improvements is recommended for a 10-year term. None of the debt payments for any of these issues comes from the City's General Fund, but would come from the Street Capital Improvement Fund, Income Tax Capital Improvement Fund, Water Capital Improvement Fund, and Municipal

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Building Fund. Again, there are six pieces of legislation; five of which are bonds for the purposes mentioned and one is a consolidation ordinance.

No action required at this time.

- 4) **EMERGENCY ORDINANCE: FIRST READING.** "AN ORDINANCE PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$740,000 OF BONDS BY THE CITY OF SPRINGBORO, OHIO FOR THE PURPOSE OF REFUNDING OUTSTANDING BONDS; AUTHORIZING AN OFFICIAL STATEMENT AND AN ESCROW DEPOSIT AGREEMENT, AND DECLARING AN EMERGENCY," was read by the Clerk of Council.

Refer to comments under Legislative Item 3.

No action required at this time.

- 5) **EMERGENCY ORDINANCE: FIRST READING.** "AN ORDINANCE PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$11,055,000 OF BONDS BY THE CITY OF SPRINGBORO, OHIO, FOR THE PURPOSE OF REFUNDING WATER SYSTEM MORTGAGE REVENUE BONDS IN THE CITY, AUTHORIZING AN OFFICIAL STATEMENT, AND DECLARING AN EMERGENCY," was read by the Clerk of Council.

Refer to comments under Legislative Item 3.

No action required at this time.

- 6) **EMERGENCY ORDINANCE: FIRST READING.** "AN ORDINANCE PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$4,000,000 OF BONDS BY THE CITY OF SPRINGBORO, OHIO, FOR THE PURPOSE OF PAYING THE COST OF CONSTRUCTING STREET IMPROVEMENTS IN THE CITY, AUTHORIZING AN OFFICIAL STATEMENT AND DECLARING AN EMERGENCY," was read by the Clerk of Council.

Refer to comments under Legislative Item 3.

No action required at this time.

- 7) **EMERGENCY ORDINANCE: FIRST READING.** "AN ORDINANCE PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$5,000,000 OF BONDS BY THE CITY OF SPRINGBORO, OHIO, FOR THE PURPOSE OF PAYING A PORTION OF THE COST OF CONSTRUCTING A MUNICIPAL BUILDING IN THE CITY, AUTHORIZING AN OFFICIAL STATEMENT, AND DECLARING AN EMERGENCY," was read by the Clerk of Council.

Refer to comments under Legislative Item 3.

No action required at this time.

- 8) **EMERGENCY ORDINANCE: FIRST READING.** "AN ORDINANCE PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$21,055,000 OF BONDS BY THE CITY OF SPRINGBORO, OHIO, FOR VARIOUS PURPOSES IN THE CITY, AUTHORIZING AN OFFICIAL STATEMENT AND AN ESCROW DEPOSIT AGREEMENT AND DECLARING AN EMERGENCY," was read by the Clerk of Council.

Refer to comments under Legislative Item 3.

No action required at this time.

- 9) **ORDINANCE O-08-24: FIRST READING.** "AN ORDINANCE AUTHORIZING THE SUBMISSION OF AMENDMENTS TO THE CHARTER OF THE MUNICIPALITY OF SPRINGBORO TO THE ELECTORS AND DECLARING AN EMERGENCY," was read by the Clerk of Council. Ms. Martin commented on this item as follows:

This is the first reading of an emergency ordinance to submit amendments to Springboro's Charter to the electors. This legislation would allow the City to submit a set of Charter amendments to the Board of Elections to be placed on the November election ballot. The City is about half-way through the Charter review process that occurs every eight years beginning with the appointment of the Charter Review Commission in January. On June 19, the 2008 Charter Review Commission presented a proposal of Charter amendments following six months of extensive review and deliberations. The final report included a large number of recommendations that would bring the Charter up-to-date with current City policies and practices. It is important to point out that the recommended amendments do not make any fundamental change in Springboro's form of government or increase City taxes or fees of any kind. Also, City operations will not be affected by these changes. Again, most of the recommended revisions serve to clarify or simplify the Charter's language, to eliminate language, which duplicates state law or is simply obsolete, and to reflect the City's current management practices and legislative procedures. Acceptance of this recommendation would strengthen our City's Charter by maximizing its credibility and authority. The Members of the 2008 Charter Review Commission committed a great deal of time and effort in preparing their final recommendation and realize that a strong and flexible Charter is very important to our City. Special thanks to the following 2008 Charter Review Commission Members: Chairman Greg Bell, Vice Chairman David Vomacka, and Commission Members Sandy Calmes, John Gianattasio, Rebecca Hall, Sarah Jobe, Gary Hruska, Fran Sheehan, and Jim Sheehan for all their hard work. Following the presentation of the Commission's report, City Council discussed the proposed changes at a Special Meeting on July 31st with the Law Director and staff members and provided input regarding the Charter Review Commission's recommendations. At most, a handful of changes were made by Council to be incorporated into the final recommendation to the voters. It is now Council's duty to approve the amendments as a whole, and the legislation before Council tonight authorizes the submission of these Charter changes to the electors. Assuming that Council will approve the recommendation, a copy of the proposed text amendments will be mailed to all Springboro voters for review prior to the election, actually, no later than thirty days prior to the election and also will be advertised in a local newspaper for two consecutive weeks prior to the election as required by law. If a majority of the voters approve the Charter amendments, then the amendments would be effective immediately. The Charter Review process is always a time consuming and somewhat labor intensive, but the nine citizens who worked on the Commission did an outstanding job, and Chairman Bell did a wonderful job of keeping the process organized and on schedule. I would like to also mention that our City Manager Chris Thompson and our City Law Director Alan Schaeffer offered their assistance and support to the Commission during this entire process.

Mr. Parise motioned to suspend the rules and waive the second and third readings of Ordinance O-08-24. Ms. Belpulsi seconded the motion.

Mayor Agenbroad presented the item for questions/comments of Council.

Ms. Belpulsi commented that Ms. Martin has thanked the Commission, the City Manager and staff, and the City Law Director, but she, on behalf of Council, would like to thank Ms. Martin for all of the work and effort she put into this process.

VOTE: Agenbroad, Yes; Chmiel, Yes; Parise, Yes; LaDu, Yes Lairson, Yes; Belpulsi, Yes. (APPROVED 6-0)

Mr. Parise motioned to adopt Ordinance O-08-24. Mr. Chmiel seconded the motion.

No discussion.

VOTE: Parise, Yes; LaDu, Yes Lairson, Yes; Belpulsi, Yes; Agenbroad, Yes; Chmiel, Yes. (APPROVED 6-0)

- 10) RESOLUTION R-08-38: "A RESOLUTION AUTHORIZING THE CITY MANAGER TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION ISSUE II**

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GRANT PROGRAM AND TO EXECUTE CONTRACTS AS REQUIRED," was read by the Clerk of Council. Ms. Thompson commented on this item as follows:

This resolution authorizes the City Manager to prepare and submit an application to participate in the OPWC Issue II Grant Program. The City utilizes the Issue II monies on a regular basis. This particular application would be for the widening of E. Mill Street between S. Richards Run Road and Eyer Drive and East Street. The street would be reprofiled and widened to three lanes. It would also have curb and gutter, stormwater, and sidewalk. The sidewalk is a significant piece of this project because it would enable the residents of Fieldstone and The Villages of Creekside and other residential areas within those project limits to walk to the downtown area and to area schools. Right now, the existing creek does not afford the City an opportunity to enable people to walk over that bridge. This project has been on the Issue II "hit list" for a number of years and the City is very happy they finally accepted the project. Based on a list of projects that were recommended to Warren County, it appears that this project would be funded in 2008. The City is hoping to have that funding allowance, and perform the project in 2009. The engineer's estimate for this project is \$1,095,375.00. The Ohio Public Works Commission share of the project is \$536,500.00. The City's share of the project would be budgeted in 2009 at the additional \$558,875.00.

Mayor Agenbroad presented the item for questions/comments of Council. No questions/comments.

Ms. Lairson motioned to adopt Resolution R-08-38. Mr. LaDu seconded the motion.

No discussion.

VOTE: Lairson, Yes; Belpulsi, Yes; Agenbroad, Yes; Chmiel, Yes; Parise, Yes; LaDu, Yes. (APPROVED 6-0)

ITEM 7. REPORTS: Mayor's Report – The 3rd U.S. District Representative Office Hours are scheduled for Friday, August 22, 1:00-2:00 PM in Council Chambers. The next City Council Work Session will be held on Thursday, August 21, 2008 at 6:00 PM in Council Chambers, as scheduled. The next City Council Regular Meeting will be held on Thursday, August 21, 2008 at 7:00 PM in Council Chambers, as scheduled. The Finance Committee will meet on August 21 at 5:30 PM in Council Chambers. All meetings will be held at the City's temporary facility in the Dalco Building located at 425 S. Pioneer Boulevard in Springboro, unless otherwise posted. In addition, Mayor Agenbroad commented that July was a very busy month at the City's golf course with over 7,000 rounds of golf, which set a record. The Couples Outing scheduled for Friday night is sold out with a waiting list. City Manager Chris Thompson and Assistant City Manager Chris Pozzuto have received very good comments about the golf course, and it is appreciated.

City Manager's Report – Ms. Thompson reported that Springboro participated in the National Night Out celebration this past Tuesday, August 5, at Patricia Allyn Park in Clearcreek Township. The City partners with the Township to sponsor the event. All of City Council volunteered to work the grills at this year's event. The Springboro Police Department and particularly Sergeant Don Wilson appreciate Council's help very much. Ms. Thompson also thanked Sgt. Don Wilson, who does the yeoman's part of the work for this event. Ms. Thompson commented that the latest estimates for the event were around 2,000 guests. Springboro's local businesses such as Dorothy Lane Market and Springboro IGA are instrumental in providing all of the food, National City Bank provided water, Kroger provided much of the needed supplies for this event. The City thanks those businesses for their help; they are always there when the City needs them for these types of events. Ms. Thompson thanked the entire Police Department, but especially Sgt. Wilson and those officers who worked this event as well. Again, thanks to Council, who did a great job!

Committee Reports –

Mr. LaDu – No reports.

Mr. Parise – No reports.

Mr. Chmiel – No reports.

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Ms. Lairson – Finance Committee Audit Report – Ms. Lairson reported that the City passed the annual audit with flying colors, and the Finance Committee would like to thank all of the staff members who worked so hard on this year's audit.

Ms. Belpulsi – Planning Commission – The Planning Commission held their formal meeting on July 30 and took action on the following items: Approved Site Plan Review – 2738 Pennyroyal Road, building addition; Approved Final Development Plan – Richards Run Planned Unit Development-Mixed Use, southeast corner East Central Avenue (SR 73) and South Richards Run Road, proposed office building that will house Iron Gate Realty; Approved Final Development Plan – Stolz Industrial Park Planned Unit Development, south terminus Advanced Drive, proposed manufacturing facility, which manufactures restaurant supplies. The Planning Commission is very pleased with the addition to the church and also welcoming a couple of new businesses in town. The next Planning Commission Work Session will be held on August 13 at 7:00 PM in Council Chambers, as scheduled.

ITEM 8. OTHER BUSINESS. No Other Business.

ITEM 9. FINAL COUNCIL AND MANAGER COMMENTS. Mr. Parise commented that although all of Council did a great job at the National Night Out event, he would like to extend special kudos to Council Members Tom LaDu and Scott Anderson who manned the flame pits from 5:30 to 9:00 PM. Mr. Parise stated that his "hat is off" to Mr. LaDu and Mr. Anderson, who went above and beyond the call of duty handling the grills.

Ms. Thompson announced that the City's recent Satisfaction Survey stated that 76% of Springboro's residents get City news from the City newsletter, and the latest edition of the newsletter went out today in the mail. Ms. Thompson encouraged residents to make sure they check it out; the newsletter has plenty of information. The first page of the latest newsletter announces the City's annual Springboro Day at Heatherwoode event on Sunday, October 12. There will be a separate e-mail notification and a hardcopy newsletter going out about that event closer to the date. Ms. Thompson also thanked Assistant City Manager Chris Pozzuto and City staff members who do a lot of work on the newsletter; it is a real team effort and a great product.

Mayor Agenbroad announced that today is National Purple Heart Day across the Country; the day that the Nation says thank you to those who have shed blood on foreign soil whether they have been wounded or have passed away and made the ultimate sacrifice. Mayor Agenbroad thanked them for their ultimate sacrifice.

ITEM 10. GUEST COMMENTS. No Guest comments.

ITEM 11. EXECUTIVE SESSION. No Executive Session.

ITEM 12. ADJOURNMENT. Mayor Agenbroad thanked the MVCC for tonight's telecast and scheduled rebroadcasts of this Springboro City Council Meeting.

Mr. Parise motioned to adjourn the meeting; whereby, the Thursday, August 7, 2008 Springboro City Council Regular Meeting was adjourned at approximately 7:22 PM. Ms. Lairson seconded the motion.

No discussion.

VOTE: Belpulsi, Yes; Agenbroad, Yes; Chmiel, Yes; Parise, Yes; LaDu, Yes; Lairson, Yes. [APPROVED 6-0]

John H. Agenbroad, Mayor

Presiding Officer

Lori A. Martin, Clerk of Council